

Appl. No. : 10/577,606
Filed : January 8, 2007

REMARKS

Claim 13 has been amended. Claim 14 has been canceled. No new matter has been added. In the outstanding Office Action, Claims 13-14 are rejected, Claims 1-12 are allowed. Reconsideration and allowance of Claim 13 in light of the present remarks is respectfully requested.

Discussion of Claim Objections

Claim 14 is objected to as being in improper form. Claim 14 has been canceled.

Discussion of Claims Rejected Under U.S.C. § 103(a)

In the Office Action, Claim 13 is rejected under 35 U.S.C. § 103(a) as being unpatentable over Dimond (WO 2001/00519). Dimond discusses a method of applying photo-luminescent pigment to a substrate. See Abstract.

However, Dimond does not teach all of the features of Claim 13, as amended. For example, Dimond does not teach an apparatus for manufacturing slip-resistant photo luminescent devices, where a trailing edge of each die of each hopper governs the depth of a powdered component dispensed into recesses and the trailing edge is shaped to provide mounds of powdered component extending above the uppermost edge of the recesses. Indeed, Dimond is silent regarding the depth of the applied powder. For at least these reasons, Applicant respectfully submits that Applicants Claim 13 overcomes the Dimond art and is in condition for allowance.

Discussion of Allowable Subject Matter

Applicant gratefully acknowledges the Examiner's finding of Claims 1-12 as allowable.

Conclusion

Applicant has endeavored to address all of the Examiner's concerns as expressed in the outstanding Office Action. In light of the above amendments and remarks, reconsideration and

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withdrawal of the outstanding rejections is respectfully requested. If the Examiner has any questions which may be answered by telephone, he is invited to call the undersigned directly.

Although the present communication may include alterations to the application or claims, or characterizations of claim scope or referenced art, Applicant is not conceding in this application that previously pending claims are not patentable over the cited references. Rather, any alterations or characterizations are being made to facilitate expeditious prosecution of this application. Applicant reserves the right to pursue at a later date any previously pending or other broader or narrower claims that capture any subject matter supported by the present disclosure, including subject matter found to be specifically disclaimed herein or by any prior prosecution. Accordingly, reviewers of this or any parent, child or related prosecution history shall not reasonably infer that Applicant has made any disclaimers or disavowals of any subject matter supported by the present application.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,
KNOBBE, MARTENS, OLSON & BEAR, LLP

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By: 
Thomas R. Arno
Registration No. 40,490
Attorney of Record
Customer No. 20,995
(619) 235-8550

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